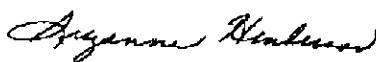


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Official Public Records



Suzanne Henderson

Tarrant County Texas

2009 Jan 23 02:11 PM

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**D209019086**

3 Pages

**NOTICE OF CONFIDENTIALITY RIGHTS: IF YOU ARE A NATURAL PERSON, YOU MAY REMOVE OR STRIKE ANY OR ALL OF THE FOLLOWING INFORMATION FROM ANY INSTRUMENT THAT TRANSFERS AN INTEREST IN REAL PROPERTY BEFORE IT IS FILED FOR RECORD IN THE PUBLIC RECORDS: YOUR SOCIAL SECURITY NUMBER OR YOUR DRIVER'S LICENSE NUMBER.**

**AMENDMENT TO OIL AND GAS LEASE**

**State:** Texas  
**County:** Tarrant  
**Lessor:** Eastover Development Company  
**Lessee:** XTO Energy Inc.  
**Effective Date:** October 24, 2008

Lessee, named above, is the present owner of an Oil and Gas Lease (the "Lease"), dated October 24, 2008, from Lessor, named above, recorded Tarrant County Clerk's Document No. D208415569, Official Public Records, Tarrant County, Texas.

At the time the Lease was entered into, the description of the lands contained in the Lease was believed by Lessor and Lessee to cover, and was intended by them to cover, certain lands owned by Lessor.

Since the execution, delivery, and recording of the Lease, it has been discovered that the description of lands contained in the Lease does not adequately describe the lands Lessor intended to lease to Lessee. Lessor and Lessee desire to amend and correct the description of lands contained in the Lease to accurately identify the lands to be covered by the Lease.

For adequate consideration, and the further consideration of the obligations and agreements contained in the Lease, Lessor acknowledges and agrees that the Lease shall cover, and the Lease is amended, so that it now covers the following lands in the county and state named above:

See Exhibit "A" attached hereto.

Lessor ratifies, adopts, and confirms the Lease and extends the Lease to cover the lands described in this Amendment as if the description of lands set out above had been originally included in the Lease. Lessor grants, leases, and lets to Lessee, its successors and assigns, the lands described in this Amendment for the purposes and upon the terms, conditions, and provisions contained in the Lease.

This Amendment shall be binding for all purposes on Lessor and Lessor's successors, heirs and assigns.

This Amendment is signed by Lessor as of the date of the acknowledgment of signature (s) below, but is effective for all purposes as of the Effective Date stated above.

D209019086

**LESSOR:**  
Eastover Development Company



Dwight J. Mitchell  
Dwight J. Mitchell, as President of Eastover  
Development Company

THE STATE OF TEXAS §

COUNTY OF TARRANT §

This instrument was acknowledged before me on the 23 day of January,  
2009, by Dwight J. Mitchell as President of Eastover Development Company, on behalf of said  
Company.

Chad Raymond Dowell  
Notary Public in and for the State of Texas

**Exhibit "A"**

**0.341 acres, more or less out of the L.J. Edwards Survey, Abstract No. 464, as conveyed to Eastover Development Company by First Gibraltar Bank, FSB, in Special Warranty Deed dated, December 17, 1991, as recorded in Volume 10478, Page 643, Deed Records, Tarrant County, Texas, and also being referred to as Lots 18, 19, 20R, and "CP" area, Block 8, Willow Lake Addition, Phase II, in Addition to the City of Fort Worth, Texas According to Plat recorded in Cabinet B, Slide 562, Plat Records, Tarrant County, Texas.**

**SAVE AND EXCEPT:**

**Lot 18, Block 8, of Willow Lake Addition, Phase II, an Addition to the City of Fort Worth, Tarrant County, Texas, and being those same lands conveyed in a Warranty Deed dated February 28, 1992 to Elwyn Seay and wife, Beverly Seay by Eastover Development Company, as recorded in Volume 10548, Page 525, Deed Records, Tarrant County, Texas, and**

**Lot 19, Block 8, of Willow Lake Addition, Phase II, an Addition to the City of Fort Worth, Tarrant County, Texas, according to the Map or Plat thereof recorded in Cabinet B, Slide 562, and being those same lands conveyed in Warranty Deed dated March 11, 1993 to Julia Vanness Crawford and Charles D. Minnis by Eastover Development Company, as recorded in Volume 10985, Page 2218, Deed Records, Tarrant County, Texas, and**

**That parcel of land being known as 4,361 Square Feet of Land being a portion of Lot 20, Block 8, Willow Lake Addition, Phase II, an Addition to the city of Fort Worth, Tarrant County, Texas, recorded in Volume 388-132, Page 2, Plat Records, Tarrant County, Texas, being those same lands conveyed to Sue Ann Louis by Eastover Development Company, as recorded in a Correction Re-filing Acknowledgement, recorded in Volume 10504, Page 192, Deed Records, Tarrant County, Texas, being a correction of Special Warranty Deed, dated December 30, 1991, recorded in Volume 10484, Page 465, Deed Records, Tarrant County, Texas, and**

**That parcel of land being known as 36 Square Feet of Land out of Lot 20, Block 8, Willow Lake Addition, Phase II, an Addition to the City of Fort Worth, Tarrant County, Texas, recorded in Volume 388-132, Page 2, Plat Records, Tarrant County, Texas and being those same lands conveyed to Mary Jahns by Eastover Development Company, as recorded in Correction Re-filing Acknowledgement as recorded in Volume 10504, Page 175, Deed Records, Tarrant County, Texas, being a correction of Warranty Deed dated December 30, 1991, recorded in Volume 10484, Page 462, Deed Records, Tarrant County, Texas.**

**Leaving a remainder of 0.118 acres, more or less.**